

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. : 7,824,915
Confirmation No. 1792
Issue Date : November 2, 2010
Applicant : H. YANAMI et al
Appl. No. : 10/780,743
Filed : February 19, 2004
Title : SAMPLE DISPENSING APPARATUS AND
AUTOMATIC ANALYZER INCLUDING THE SAME
Docket No.: KAS-199
Customer No.: 24956

Commissioner for Patents
Mail Stop: PETITIONS
P.O. Box 1450
Alexandria, VA 22313-1450

RENEWED PETITION UNDER 37 CFR 3.81(b) and
REQUEST TO CORRECT ASSIGNEE UNDER 37 CFR 3.81(b)

Sir:

Patentee hereby renews the petition to the Director under 37 CFR 3.81(b) for review of the Decision on Petition mailed January 25, 2011 which was dismissed. The Request To Correct Assignee Under 37 CFR 3.81(b) filed December 20, 2010 requested the correction of the assignee name on the face of the patent from "HITACHI, LTD., Tokyo, (JP)" to --Hitachi High-Technologies Corporation, Tokyo, (JP)-- on the title page. A Certificate of Correction Request was submitted with the Request on December 20, 2010.

Statement of Facts

(1) Applicants filed a Petition on December 20, 2010 under 37 CFR §3.81(b) to correct the name of the assignee on the front page of the patent by way of Certificate of Correction.

(2) Petitioner requested issuance of a Certificate of Correction in the name of Hitachi High-Technologies Corporation, Tokyo, (JP). See Exhibit 1.

(2) The Decision on Petition mailed January 25, 2011 dismissed the Request.

(4) Applicant made an error through the undersigned attorney when submitting the original Assignment for recordation on July 9, 2004. See the Recordation Sheet and original Assignment executed April 12, 2004. Exhibit 2.

(5) The error made in the Recordation Sheet for the original Assignment from the inventors to Hitachi High-Technologies Corporation was realized the day after the patent issued. A corrective Assignment was filed on November 3, 2010. See Exhibit 3.

(6) The Notice of Recordation of the corrective Assignment to correct the Assignee's name and address of a previously recorded Assignment was mailed November 3, 2010. See Exhibit 4.

Point to be Reviewed

The Decision states that the assignment records of the U.S. Patent and Trademark Office discloses an Assignment from Hitachi, Ltd. to Hitachi High-Technologies Corporation recorded on November 3, 2010, which is after the date of issuance of the patent. However, the Assignment Records do not disclose the recordation of such an

assignment. Rather, a "Corrective Assignment", which is a request filed with the Assignment Division to correct a previously recorded assignment that was recorded in error, was filed and recorded on November 3, 2010. The Corrective Assignment filed on November 3, 2010 corrected the name of the Assignee to Hitachi High-Technologies Corporation. That is, there is only one assignment for the present patent, which is the original Assignment from the inventors to Hitachi High-Technologies Corporation and the original Assignment was filed on July 9, 2004, but with the wrong assignee named through an inadvertent error.

Discussion

Petitioner renews the Petition for the purpose of requesting the Certificate of Correction be accepted to correct the name of the assignee as printed on the front page of the patent. The Decision on Petition indicated that the Petition was denied because the Patent Office assignment records disclosed an Assignment from Hitachi, Ltd. to Hitachi High-Technologies Corporation was recorded on November 3, 2010. which is after the patent was granted on November 2, 2010. However, this Petitioner filed a Corrective Assignment, not a new Assignment, for correcting a previously recorded Assignment from the inventors to Hitachi High-Technologies Corporation, because the original Recordation Cover Sheet incorrectly indicated that Hitachi, Ltd. was the assignee. The mistake was inadvertent and was corrected immediately after the patent issued and patentee brought the mistake to the attention of the undersigned attorney. Accordingly,

Petitioner requests that the Petition Under 37 CFR §3.81(b) be accepted and the Certificate of Correction issued.

Action to be Taken

Petitioner requests that the Director accept the Certificate of Correction filed to correct the assignee from Hitachi, Ltd., Tokyo (JP) to Hitachi High-Technologies Corporation, Tokyo, (JP).

Conclusion

For the foregoing reasons, granting of the Petition and forwarding of the file to the Certificate of Corrections Branch are respectfully requested. The required fee of \$100.00 was submitted for consideration of the Request for Certificate of Correction filed December 20, 2010. If any fees are due in connection with the filing of this Petition, the Commissioner is hereby authorized to charge the Deposit Account No. 50-1417 (KAS-199).

Respectfully submitted,

Mattingly & Malur, P.C.

/John R. Mattingly/

John R. Mattingly
Registration No. 30,293
(703) 684-1120

Date: March 25, 2011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. : 7,824,915
Issue Date : November 2, 2010
Applicant : H. YANAMI et al
Appl. No. : 10/780,743
Filed : February 19, 2004
Title : SAMPLE DISPENSING APPARATUS AND
AUTOMATIC ANALYZER INCLUDING THE SAME
Docket No.: KAS-199
Customer No.: 24956

Director of the U.S. Patent Office
Office of Patent Publications
ATTN: Certificate of Correction Branch
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CERTIFICATE OF CORRECTION
APPLICANTS' MISTAKE (37 CFR §1.323)

Sir:

Enclosed is a completed Certificate of Correction form. Please issue a Certificate of Correction for the underscored material.

Pursuant to MPEP §1481, it is submitted that the mistake is either:

- (1) of a clerical nature,
- (2) of a typographical nature, or
- (3) a mistake of minor character.

Furthermore, it is submitted that the correction does not involve changes which would:

(1) constitute new matter, or

(2) require reexamination.

Since the Certificate of Correction is necessitated by a mistake on the part of the Applicants, in accordance with 37 CFR §1.20(a) our Credit Card Payment Form in the amount of \$100.00 is attached in payment of the appropriate fee. The Commissioner is hereby authorized to charge additional payment due or to credit any overpayment, to Deposit Account No. 50-1417 (KAS-199).

Respectfully submitted,

Mattingly & Malur, P.C.

/John R. Mattingly/

John R. Mattingly
Registration No. 30,293
(703) 684-1120

Date: December 20, 2010

(KAS-199)

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

Page 1 of (1)

PATENT NO. : (7,824,915)
APPLICATION NO.: (10/780,743)
ISSUE DATE : (November 2, 2010)
INVENTOR(S): (H. YANAMI et al)

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

ON THE TITLE PAGE

Please correct (73) Assignee: to read as follows:

| (73) Assignee: ~~Hitachi, Ltd.~~ Hitachi High-Technologies Corporation,
Tokyo (JP).

Mailing Address of Sender:

MATTINGLY & MALUR, P.C.
1800 Diagonal Road, Suite 370
Alexandria, Virginia 22314

Patent No. (7,824,915)

No. of Additional copies



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

KAS-1998

JANUARY 11, 2005

PTAS

MATTINGLY, STANGER & MALUR, P.C.
JOHN R. MATTINGLY
1800 DIAGONAL ROAD, SUITE 370
ALEXANDRIA, VA 22314



102790984A

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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/09/2004

REEL/FRAME: 015551/0230
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

YANAMI, HIDEYUKI

DOC DATE: 04/12/2004

ASSIGNOR:

YAMAZAKI, ISAO

DOC DATE: 04/13/2004

ASSIGNOR:

HANAWA, MASAOKI

DOC DATE: 04/13/2004

ASSIGNOR:

OTAKE, HITOSHI

DOC DATE: 04/13/2004

ASSIGNEE:

HITACHI, LTD.
6, KANDA SURUGADAI 4-CHOME
CHIYODA-KU, TOKYO, JAPAN

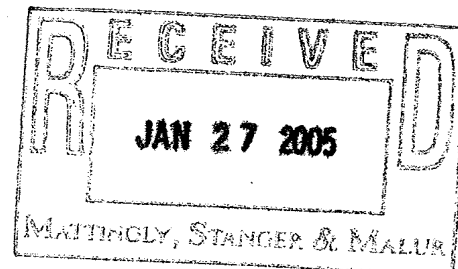


EXHIBIT 2 - page 2 of 3

015551/0230 PAGE 2

SERIAL NUMBER: 10780743

FILING DATE: 02/19/2004

PATENT NUMBER:

ISSUE DATE:

TITLE: SAMPLE DISPENSING APPARATUS AND AUTOMATIC ANALYZER INCLUDING THE
SAME

LENELL MACKALL, SUPERVISOR
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

ASSIGNMENT
(譲 渡 証)

EXHIBIT 2 - page 3 of 3

As a below named inventor, I hereby declare that:

IN CONSIDERATION of the sum of One Dollar (\$1.00) or the equivalent thereof, and other good and valuable consideration paid to me citizen of Japan by Hitachi High-Technologies Corporation, a corporation organized under the laws of Japan, located at 1-24-14, Nishi Shimbashi, Minato-ku, Tokyo, Japan, receipt of which is hereby acknowledged I do hereby sell and assign to said Hitachi High-Technologies Corporation, its successors and assigns, all my right, title and interest, in and for the United States of America, in and to

SAMPLE DISPENSING APPARATUS AND AUTOMATIC ANALYZER INCLUDING THE SAME

invented by me (if only one is named below) or us (if plural inventors are named below) and described in the application for United States Letters Patent therefor, executed on even date herewith, and all United States Letters Patent which may be grant

to be held and enjoyed by said Hitachi High-Technologies Corporation, its successors, assigns or other legal representatives, to the full end of term for which said Letters Patent may be granted as fully and entirely as the same would have been held and enjoyed by me or us if this assignment and sale had not been made;

And I hereby agree to sign and execute any further documents or instruments which may be necessary, lawful, and proper in the prosecution of the above-named application or in the preparation and prosecution of any continuing, continuation-in-part, substit

And I do hereby authorize and request the Commissioner of Patents to issue said Letters Patent to said Hitachi High-Technologies Corporation,

Signed on the date(s) indicated aside our signatures:

INVENTOR(S)
(発明者フルネームサイン)

Date Signed
(署名日)

1) <u>Hideyuki Yamami</u> Hideyuki YAMAMI	<u>4/12/2004</u>
2) <u>Isao Yamazaki</u> Isao YAMAZAKI	<u>4/13/2004</u>
3) <u>Masaaki Hanawa</u> Masaaki HANAWA	<u>4/13/2004</u>
4) <u>Hitoshi Otake</u> Hitoshi OTAKE	<u>4/13/2004</u>
5) <u>Hitoshi Otake</u> H.O. 4/13/2004	<u>4/13/2004</u>
6) _____	_____
7) _____	_____
8) _____	_____
9) _____	_____
10) _____	_____

EXHIBIT 3 - page 1 of 4



United States Patent and Trademark Office

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Electronic Patent Assignment System

Confirmation Receipt

Your assignment has been received by the USPTO.
The coversheet of the assignment is displayed below:

PATENT ASSIGNMENT

Electronic Version v1.1
Stylesheet Version v1.1

SUBMISSION TYPE:	CORRECTIVE ASSIGNMENT										
NATURE OF CONVEYANCE:	Corrective Assignment to correct the Assignee's name and address previously recorded on Reel 015555 Frame 0230. Assignor(s) hereby confirms the Assignment.										
CONVEYING PARTY DATA											
<table border="1"><thead><tr><th>Name</th><th>Execution Date</th></tr></thead><tbody><tr><td>Hideyuki YANAMI</td><td>04/12/2004</td></tr><tr><td>Isao YAMAZAKI</td><td>04/13/2004</td></tr><tr><td>Masaaki HANAWA</td><td>04/13/2004</td></tr><tr><td>Hitoshi OTAKE</td><td>04/13/2004</td></tr></tbody></table>		Name	Execution Date	Hideyuki YANAMI	04/12/2004	Isao YAMAZAKI	04/13/2004	Masaaki HANAWA	04/13/2004	Hitoshi OTAKE	04/13/2004
Name	Execution Date										
Hideyuki YANAMI	04/12/2004										
Isao YAMAZAKI	04/13/2004										
Masaaki HANAWA	04/13/2004										
Hitoshi OTAKE	04/13/2004										
RECEIVING PARTY DATA											
<table border="1"><tr><td>Name:</td><td>Hitachi High-Technologies Corporation</td></tr><tr><td>Street Address:</td><td>1-24-14, Nishi Shimbashi</td></tr><tr><td>City:</td><td>Minato-ku, Tokyo</td></tr><tr><td>State/Country:</td><td>JAPAN</td></tr></table>		Name:	Hitachi High-Technologies Corporation	Street Address:	1-24-14, Nishi Shimbashi	City:	Minato-ku, Tokyo	State/Country:	JAPAN		
Name:	Hitachi High-Technologies Corporation										
Street Address:	1-24-14, Nishi Shimbashi										
City:	Minato-ku, Tokyo										
State/Country:	JAPAN										
PROPERTY NUMBERS Total: 1											
<table border="1"><thead><tr><th>Property Type</th><th>Number</th></tr></thead><tbody><tr><td>Application Number:</td><td>10780743</td></tr></tbody></table>		Property Type	Number	Application Number:	10780743						
Property Type	Number										
Application Number:	10780743										
CORRESPONDENCE DATA											
Fax Number: (703)684-1157 <i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>											

EXHIBIT 3 - page 2 of 4

Phone:	7036841120
Email:	csam@mmiplaw.com
Correspondent Name:	MATTINGLY & MALUR, P.C.
Address Line 1:	1800 DIAGONAL ROAD
Address Line 2:	SUITE 370
Address Line 4:	ALEXANDRIA, VIRGINIA 22314

ATTORNEY DOCKET NUMBER:	KAS-199
NAME OF SUBMITTER:	John R. Mattingly
Signature:	/John R. Mattingly/
Date:	11/03/2010

Total Attachments: 2 source=199_corrective-assignment#page1.tif source=199_corrective-assignment#page2.tif

RECEIPT INFORMATION	
EPAS ID:	PAT1365120
Receipt Date:	11/03/2010
Fee Amount:	\$40

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PATENTS ONLY (ref OG 7/28/92)

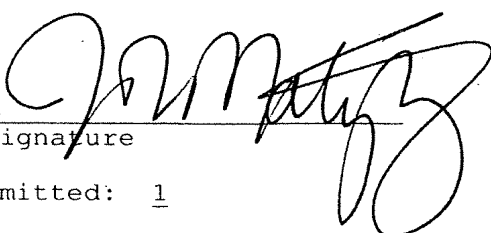
To the Honorable Commissioner of Patents and Trademarks:
Please record the attached original document or copy thereof.

1. Name of Party(ies) conveying an interest: Hideyuki YANAMI
Isao YAMAZAKI
Masaaki HANAWA
Hitoshi OTAKE
2. Name and Address of Party(ies) receiving an interest: HITACHI, LTD.
6, Kanda Surugadai 4-chome
Chiyoda-ku, Tokyo, JAPAN
3. Description of the interest conveyed: Assignment
4. Application number(s) or patent number(s).
Additional sheet attached? Yes XXX No
If this document is being filed together with a new application,
the execution date of the application is:
DATE
- A. Patent Application No.(s) 10/780,743
- B. Patent No.(s)
5. Name and address of party to whom correspondence concerning document should be mailed:
John R. Mattingly
Mattingly, Stanger & Malur, P.C.
1800 Diagonal Road, Suite 370
Alexandria, Virginia 22314
6. Number of applications and patents involved: One
7. Amount of fee enclosed or authorized to be charged: \$40.00
8. The Commissioner is hereby authorized to charge Deposit Account No. 50-1417 if no credit card payment form is attached.

DO NOT USE THIS SPACE

-
9. Execution date of attached document: April 12, 13, 2004
10. To the best of my knowledge and belief, I declare under penalty of perjury under the laws of the United States of America that the foregoing information is true and correct and that any attached copy is a true copy of the original document.

John R. Mattingly
Name of Person Signing


Signature

July 9, 2004
Date

Total number of pages being submitted: 1

ASSIGNMENT (譲渡証)

As a below named inventor, I hereby declare that:

IN CONSIDERATION of the sum of One Dollar (\$1.00) or the equivalent thereof, and other good and valuable consideration paid to me citizen of Japan by Hitachi High-Technologies Corporation, a corporation organized under the laws of Japan, located at 1-24-14, Nishi Shimbashi, Minato-ku, Tokyo, Japan, receipt of which is hereby acknowledged I do hereby sell and assign to said Hitachi High-Technologies Corporation, its successors and assigns, all my right, title and interest, in and for the United States of America, in and to

SAMPLE DISPENSING APPARATUS AND AUTOMATIC ANALYZER INCLUDING THE SAME

invented by me (if only one is named below) or us (if plural inventors are named below) and described in the application for United States Letters Patent therefor, executed on even date herewith, and all United States Letters Patent which may be grant

to be held and enjoyed by said Hitachi High-Technologies Corporation, its successors, assigns or other legal representatives, to the full end of term for which said Letters Patent may be granted as fully and entirely as the same would have been held and enjoyed by me or us if this assignment and sale had not been made;

And I hereby agree to sign and execute any further documents or instruments which may be necessary, lawful, and proper in the prosecution of the above-named application or in the preparation and prosecution of any continuing, continuation-in-part, substit

And I do hereby authorize and request the Commissioner of Patents to issue said Letters Patent to said Hitachi High-Technologies Corporation,

Signed on the date(s) indicated aside our signatures:

INVENTOR(S)
(発明者フルネームサイン)

Date Signed
(署名日)

1) <u>Hideyuki Yamami</u> Hideyuki YAMAMI	<u>4/12/2004</u>
2) <u>Isao Yamazaki</u> Isao YAMAZAKI	<u>4/13/2004</u>
3) <u>Masaaki Hanawa</u> Masaaki HANAWA	<u>4/13/2004</u>
4) <u>Hitoshi Otake</u> Hitoshi OTAKE	<u>4/13/2004</u>
5) <u>Hitoshi Otake</u> H.O. 4/13/2004	<u>4/13/2004</u>
6) _____	_____
7) _____	_____
8) _____	_____
9) _____	_____
10) _____	_____

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

501339874

NOVEMBER 03, 2010

PTAS

MATTINGLY & MALUR, P.C.
1800 DIAGONAL ROAD
SUITE 370
ALEXANDRIA, VA 22314UNITED STATES PATENT AND TRADEMARK OFFICE
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RECORDATION DATE: 11/03/2010

REEL/FRAME: 025242/0169

NUMBER OF PAGES: 4

BRIEF: CORRECTIVE ASSIGNMENT TO CORRECT THE ASSIGNEE'S NAME AND ADDRESS PREVIOUSLY RECORDED ON REEL 015555 FRAME 0230. ASSIGNOR(S) HEREBY CONFIRMS THE ASSIGNMENT.

DOCKET NUMBER: KAS-199

ASSIGNOR:

YANAMI, HIDEYUKI

DOC DATE: 04/12/2004

ASSIGNOR:

YAMAZAKI, ISAO

DOC DATE: 04/13/2004

ASSIGNOR:

HANAWA, MASAOKI

DOC DATE: 04/13/2004

ASSIGNOR:

OTAKE, HITOSHI

DOC DATE: 04/13/2004

EXHIBIT 4 - page 2 of 2

025242/0169 PAGE 2

ASSIGNEE:

HITACHI HIGH-TECHNOLOGIES
CORPORATION
1-24-14, NISHI SHIMBASHI
MINATO-KU, TOKYO, JAPAN

SERIAL NUMBER: 10780743

FILING DATE: 02/19/2004

PATENT NUMBER: 7824915

ISSUE DATE: 11/02/2010

TITLE: SAMPLE DISPENSING APPARATUS AND AUTOMATIC ANALYZER INCLUDING THE
SAME

ALLYSON PURNELL, EXAMINER
ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION